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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CONTINUED PROSECUTION APPLICATION (CPA)

REQUEST TRANSMITTAL

Submit an original and a duplicate for fee processing

(Only for Continuation or Divisional applications under 37 CFR §1.53(d))

JUN 6 2000

CHECK BOX, if applicable:

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Address to:

Assistant Commissioner for Patents
Box CPA
Washington, D.C. 20231

Attorney Docket No. 201895

First Named Inventor Falck-Pedersen, Erik S.

Examiner Name R. Schnizer

Group / Art Unit 1632

Express Mail Label No. EK506503968US

This is a request for a continuation or divisional application under 37 CFR §1.53(d) (continued prosecution application (CPA)) of prior application number 08/653,114 filed on May 24, 1996, entitled ADENOVIRUS GENE EXPRESSION SYSTEM.

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either (1) complete as defined by 37 CFR §1.51(b) or (2) the national stage of an international application in compliance with 37 USC §371. Therefore, the prior application of a CPA may have been filed before, on, or after June 8, 1995.

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR §1.53(d), but must be filed under 37 CFR §1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. No reference to the prior application is needed in the first sentence of the specification and none should be submitted.

1. Enter the unentered amendment previously filed on under 37 CFR §1.116 in the prior nonprovisional application.
2. A preliminary amendment is enclosed.
3. This application is filed by fewer than all the inventors named in the prior application, 37 CFR §1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent is enclosed.
5. Information Disclosure Statement (IDS) is enclosed, along with:
 - a. Form PTO-1449
 - b. Copies of Documents Listed on Form PTO-1449
6. Small entity status:
 - a. A small entity statement is enclosed.
 - b. A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
 - c. Small entity status is no longer claimed.

05/07/2000 CV0111 00000004 121216 08653114

C1 FC:231 345.00 CH
C2 FC:215 55.00 CH

CPA REQUEST TRANSMITTAL			Attorney Docket No. 201895	
APPLICATION FEES				
				BASIC FEE \$ 690.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	13 - 20 =	0	× \$18.00	\$ 0.00
Independent Claims	1 - 3 =	0	× \$78.00	\$ 0.00
<input type="checkbox"/> Multiple Dependent Claims(s) if applicable				+ \$260.00 \$ 0.00
				Subtotal of application fees = \$ 690.00
				Reduction by 50% for filing by small entity = (\$ 345.00)
EXTENSION FEES				
<input checked="" type="checkbox"/> A one-month extension of time under 37 C.F.R. § 1.136 is requested. <input type="checkbox"/> An extension for one-month has already been secured and the fee paid therefor of \$110.00 is deducted from the total fee due for the total amount of extension now requested. <input type="checkbox"/> No petition for an extension of time is necessary; to the extent that such petition is deemed necessary, a petition for a sufficient extension of time to render the present submission timely is requested. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.				\$55.00 \$
				Subtotal of extension fees = \$ 55.00
				TOTAL FEE = \$ 400.00
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 12-1216: a. <input checked="" type="checkbox"/> Filing fee plus Extension fee: \$ 400.00. b. <input checked="" type="checkbox"/> Any additional fees required under 37 CFR §1.16. c. <input checked="" type="checkbox"/> Fees required under 37 CFR §1.17. 8. A check in the amount of \$ is enclosed. 9. Also enclosed: a. <input type="checkbox"/> Receipt for Facsimile Transmitted CPA b. <input checked="" type="checkbox"/> Return Receipt Postcard (Should be specifically itemized) c. <input type="checkbox"/> Other:				
NOTE: The prior application's correspondence address will carry over to this CPA UNLESS a new correspondence address is provided below.				
11. NEW CORRESPONDENCE ADDRESS				
Heather R. Kissling, Registration No. 45,790 Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 Chicago, Illinois 60601-6780 Telephone: (312) 616-5600 Facsimile: (312) 616-5700				
12. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED				
Name	Heather R. Kissling			
Signature				
Date	May 23, 2000			

Certificate of Mailing Under 37 CFR §1.10

I hereby certify that this Continued Prosecution Application (CPA) Request Transmittal and all accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 CFR §1.10 on the date indicated below and is addressed to: Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.

		May 23, 2000
Name of Person Signing	Signature	Date